

SECTION 3. The change in law made by this Act applies only to an application for housing funds that are administered through the homebuyer assistance program submitted to the Texas Department of Housing and Community Affairs on or after the date the rules adopted by the department under Section 2306.111(c-3), Government Code, as added by this Act, take effect. An application for housing funds submitted before the date the rules take effect is governed by the law in effect immediately before the effective date of this Act, and the former law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2015.

Passed by the House on April 30, 2015: Yeas 138, Nays 1, 1 present, not voting;
passed by the Senate on May 20, 2015: Yeas 31, Nays 0.

Approved June 10, 2015.

Effective September 1, 2015.

**PARKS AND WILDLIFE DEPARTMENT PROCEDURES FOR
THE TRANSFER OF OWNERSHIP OF BOATS OR OUTBOARD
MOTORS; PROVIDING PENALTIES; CREATING A CRIMINAL
OFFENSE**

CHAPTER 396

H.B. No. 1466

AN ACT

**relating to Parks and Wildlife Department procedures for the transfer of ownership
of boats or outboard motors; providing penalties; creating a criminal offense.**

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 31.025, Parks and Wildlife Code, is amended to read as follows:

Sec. 31.025. **RENEWAL OF CERTIFICATES OF NUMBER.** (a) An application for the renewal of each certificate of number shall be prepared by the department and mailed to the owner of the vessel, *or sent electronically to the owner if the owner has agreed to receive department communications electronically*, during the period of the last 90 days before the expiration date of the certificate. The same number shall be issued on renewal.

(b) The *completed* application for renewal may be returned to the department, to any county tax assessor-collector, or if permitted by the department, to an agent of the department.

(c) A *completed application* [~~Applications~~] not received during the 90-day period shall be treated in the same manner as *an original application* [~~applications~~].

(d) *The department, an authorized agent, or a county tax assessor-collector may not issue a renewal certificate of number unless the tax due on the vessel under Chapter 160, Tax Code, is paid.*

SECTION 2. Section 31.037, Parks and Wildlife Code, is amended to read as follows:

Sec. 31.037. **CHANGE IN OWNERSHIP INTEREST; NOTICE TO DEPARTMENT.**

(a) The *recorded* owner of a vessel numbered in this state shall notify the department *not later than the 20th day after the date:*

(1) [~~within a reasonable time~~] of the transfer by *sale, donation, gift, or other means* of all or any part of the owner's [~~his~~] interest in the vessel, other than the creation of a security interest in the vessel;

(2) [~~or~~] of the destruction or *disposal* [~~abandonment~~] of the vessel; or

(3) *of the permanent removal of the vessel from this state to another state or country.*

(a-1) The notification under Subsection (a) must be on a form prescribed by the department that includes:

(1) *the name and address of the new owner, as applicable; and*

(2) *the vessel's certificate of number* ~~[notice shall be accompanied by a surrender of the certificate of number].~~

(b) If the vessel is destroyed, *disposed of, or permanently moved to another state or country* ~~[abandoned]~~, the department shall cancel the certificate of number and enter the cancellation in its records.

(c) The new owner ~~[purchaser]~~ of a vessel shall, *not later than the 20th day after the date ownership was transferred, submit an application to the department with:*

(1) ~~[present]~~ evidence of ~~[his]~~ ownership;

(2) *the new owner's* ~~[to the department within a reasonable time along with his]~~ name and ~~[]~~ address;

(3) ~~[, and]~~ the number of the vessel; and

(4) ~~[shall at the same time pay to the department]~~ a fee of \$2 or an amount set by the commission, whichever amount is more.

(d) On receipt of the *new owner's* application and fee the department shall transfer the certificate of number issued for the vessel to the new owner. Unless the application is made and *the fee is paid on* ~~[within a reasonable]~~ time, the vessel is without a certificate of number, and it is unlawful for any person to operate the vessel until the certificate is issued.

SECTION 3. Section 31.045, Parks and Wildlife Code, is amended by adding Subsections (e), (f), (g), (h), and (i) to read as follows:

(e) *The recorded owner of a vessel or outboard motor shall notify the department not later than the 20th day after the date:*

(1) *of the transfer by sale, donation, gift, or other means of all or any part of the owner's interest in the vessel or outboard motor; or*

(2) *of the permanent removal of the vessel or outboard motor from this state to another state or country.*

(f) *Notification of a transfer of interest or move to another state or country under Subsection (e) must be on a form prescribed by the department that includes the name and address of the new owner and, as applicable:*

(1) *the vessel's certificate of number; and*

(2) *the serial number of the outboard motor.*

(g) *If a vessel or outboard motor for which the department has issued a certificate of title is destroyed or disposed of in a manner not described by Subsection (e), the recorded owner shall notify the department not later than the 20th day after the date of the destruction or disposal and shall surrender to the department the certificate of title.*

(h) *On receipt of notice under Subsection (e) or (g), the department shall cancel the title and enter the cancellation in the department's records.*

(i) *A recorded owner who fails to file notification in accordance with Section 31.037 or this section:*

(1) *is subject to the penalties under Section 31.127; and*

(2) *is subject to the removal costs under Section 40.108, Natural Resources Code, and penalties under Chapter 40, Natural Resources Code, as the person considered responsible for an abandoned vessel or outboard motor.*

SECTION 4. The Parks and Wildlife Department may begin enforcement of the 20-day period for an owner to notify the department of a change in ownership under Sections 31.037 and 31.045, Parks and Wildlife Code, as amended by this Act, only on or after January 1, 2016.

SECTION 5. This Act takes effect September 1, 2015.

Passed by the House on April 30, 2015: Yeas 138, Nays 1, 1 present, not voting;
passed by the Senate on May 20, 2015: Yeas 31, Nays 0.

Approved June 10, 2015.

Effective September 1, 2015.

**CERTAIN TEMPORARY ORDERS IN A SUIT FOR
MODIFICATION OF AN ORDER IN A SUIT AFFECTING THE
PARENT-CHILD RELATIONSHIP**

CHAPTER 397

H.B. No. 1500

AN ACT

relating to certain temporary orders in a suit for modification of an order in a suit affecting the parent-child relationship.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 156.006, Family Code, is amended by adding Subsection (b–1) to read as follows:

(b–1) A person who files a motion for a temporary order authorized by Subsection (b)(1) shall execute and attach to the motion an affidavit on the person's personal knowledge or the person's belief based on representations made to the person by a person with personal knowledge that contains facts that support the allegation that the child's present circumstances would significantly impair the child's physical health or emotional development. The court shall deny the relief sought and decline to schedule a hearing on the motion unless the court determines, on the basis of the affidavit, that facts adequate to support the allegation are stated in the affidavit. If the court determines that the facts stated are adequate to support the allegation, the court shall set a time and place for the hearing.

SECTION 2. Section 156.006(b–1), Family Code, as added by this Act, applies to a suit for modification filed on or after the effective date of this Act. A suit for modification filed before that date is governed by the law in effect on the date the suit was filed, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2015.

Passed by the House on April 30, 2015: Yeas 138, Nays 1, 1 present, not voting;
passed by the Senate on May 20, 2015: Yeas 31, Nays 0.

Approved June 10, 2015.

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DONATION OF SICK LEAVE BY STATE EMPLOYEES

CHAPTER 398

H.B. No. 1771

AN ACT

relating to the donation of sick leave by state employees.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subchapter G, Chapter 661, Government Code, is amended by adding Section 661.207 to read as follows:

Sec. 661.207. DONATION OF SICK LEAVE. (a) An employee may donate any amount of the employee's accrued sick leave to another employee who: